

1 WEST VALLEY CITY, UTAH

2  
3 ORDINANCE NO. 11-19

4  
5 Draft Date: 08/01/2011

6 Date Adopted: 08/16/2011

7 Date Effective: 08/25/2011

8  
9 AN ORDINANCE ENACTING A TEMPORARY LAND  
10 USE REGULATION REGARDING MASSAGE  
11 ESTABLISHMENTS, INCLUDING REIKI, SHIATSU,  
12 AND THAI MASSAGE ESTABLISHMENTS.  
13

14 WHEREAS, West Valley City pursuant to Utah State Code Annotated §10-9a-504 has  
15 the authority to enact, without prior consideration, advance public notice, or recommendation  
16 from the Planning Commission, an ordinance establishing a temporary land use regulation within  
17 the City; and  
18

19 WHEREAS, West Valley City through the City Council has determined that a  
20 compelling, countervailing public interest exists in enacting this temporary land use ordinance to  
21 allow the City to investigate and examine how these uses impact the health, safety and welfare of  
22 the City and the businesses and property owners in the City; and  
23

24 WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is  
25 in the best interests of the health, safety, and welfare of the citizens of West Valley City to enact  
26 this Temporary Land Use ordinance as set forth below.  
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28 NOW, THEREFORE, BE IT ORDAINED by the City Council of West Valley City,  
29 Utah, as follows:  
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31 Section 1. Repealer. Any provision of the West Valley City Municipal Code found  
32 to be in conflict with this Ordinance is hereby repealed.  
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34 Section 2. Enactment. The Temporary Land Use Ordinance Shall be enacted as  
35 follows:  
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37 A. As of the effective date of this Ordinance, all Massage Establishments, including  
38 Reiki, Shiatsu, and Thai Massage Establishments are prohibited, except those in  
39 existence as of the effective date of this Ordinance. The City may issue the  
40 appropriate permits for the alteration of existing Massage Establishments,  
41 however, in no event shall existing Massage Establishments be permitted to make  
42 alterations that would change the existing use to a use prohibited under this  
43 Ordinance.  
44

45 B. This Ordinance shall become effective as detailed below and shall remain in  
46 effect for six months from the effective date.  
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**Section 3. Severability.** If any provision of this Ordinance is declared to be invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

**Section 4. Effective Date.** This Ordinance shall take effect immediately upon posting in the manner required by law.

**PASSED and APPROVED** this 16<sup>th</sup> day of August, 2011.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER